

Message Text

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PAGE 01 TAIPEI 06376 211029Z

10

ACTION EB-07

INFO OCT-01 EA-07 ISO-00 IO-13 OIC-02 CIAE-00 DODE-00

PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01

SP-02 SS-15 USIA-06 NASA-01 OES-06 COME-00 /083 W

----- 116057

P R 210847Z SEP 76

FM AMEMBASS TAIPEI

TO SECSTATE WASHDC PRIORITY 1100

AMEMBASSY SEOUL PRIORITY

INFO USLO PEKING

C O N F I D E N T I A L TAIPEI 6376

EO 11652 GDS

TAGS INTELSAT ETEL PORG TW

SUBJECT: INTELSAT CHIREP/TIWAN ACCESS

REF SEOUL 7445

1. EMBASSY'S CAREFUL READING OF INTELSAT AGREEMENT AND OPERATING AGREEMENT HAS DISCLOSED NO LANGUAGE WHICH WOULD CORROBORATE STATEMENT BY SHIN KI-BOK REPORTED IN PARA 3 OF REFTEL THAT "BODIES HAVING ACCESS TO SATELLITE ON BEHALF OF NON-MEMBER STATES SHOULD HAVE APPROVAL OF THEIR GOVERNMENT." ACCORDING TO ARTICLE 14(A) OF OPERATING AGREEMENT, ANY APPLICATION FOR APPROVAL OF AN EARTH STATION TO UTILIZE THE INTELSAT SPACE SEGMENT WHICH IS LOCATED IN A TERRITORY NOT UNDER THE JURISDICTION OF A PARTY SHALL BE SUBMITTED TO INTELSAT BY A DULY AUTHORIZED TELECOMMUNICATIONS ENTITY.

2. EMBASSY DOES NOT HAVE TEXT OF ANY GENERAL RULES WHICH MAY HAVE BEEN ESTABLISHED PURSUANT TO SUBPARAGRAPH (B)(V) OF ARTICLE VIII OR SUBPARAGRAPH (A) (VI) OF ARTICLE X OF AGREEMENT REGARDING ESTABLISHMENT OF CRITERIA AND PROCEDURES FOR APPROVAL OF EARTH STATIONS. SHIN-KI-BOK MAY HBE BEEN REFERRING, THEREFORE, TO A GENERAL RULE WHICH WOULD REQUIRE GROC APPROVAL OF THE DULY AUTHORIZED TELECOMMUNICATIONS ENTITY MENTIONED IN
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PAGE 02 TAIPEI 06376 211029Z

ARTICLE 14(A) OF OPERATING GOVERNMENT.

3. EMBASSY WOULD APPRECIATE KNOWING IF THERE IS A GENERAL
RULE WICH WOULD SUPPORT SHIN'S STATEMENT. IF THERE IS AND IF
PRC WERE TO SUCCESSFULLY CHALLENGE GROG'S RIGHT TO CALL ITSELF
A "GOVERNMENT" COULD ROC BE DENIED ACCESS TO INTELSAT SPACE
SEGMENT?
UNGER

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Message Attributes

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04 MAY 2006

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To: STATE SEOUL
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